S.B. CIVIL WRIT PETITION NO.8102/2007

Malkiyat Singh.
vs.
Addl. District Judge, Raisinghnagar and ors.

Date : 11.12.2007

HON'BLE MR. PRAKASH TATIA, J.

Mr.BK Vyas, for the petitioner.

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Heard learned counsel for the petitioner.

The petitioner is aggrieved against the order of the trial court dated 13.7.2007 by which the petitioner's application under Order 7 Rule 14(3) CPC was dismissed.

The petitioner submitted a patta of the property which according to the petitioner was title deed of the property in dispute and it is in the name of the petitioner's father. Said title deed is sought to be produced in a proceeding for grant of probate of Will executed by deceased.

Since in the probate proceedings, the question of title is not relevant, therefore, if the petitioner's application was rejected by the trial

court, I do not find that the impugned order suffers from any error of law.

Accordingly, this writ petition, having no merits, is hereby dismissed.

(PRAKASH TATIA), J.

S.Phophaliya